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7 *Representing the United States of America*

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 United States of America,

12 Plaintiff,

13 v.

14 JACK HENRY LEFTLEY,

15 Defendant.

16 Case No. 2:17-mj-686-CWH

17 **STIPULATION TO CONTINUE PRELIMINARY HEARING**

18 IT IS HEREBY STIPULATED AND AGREED, by and between Steven W. Myhre, Acting
19 United States Attorney, and Christopher Burton, Assistant United States Attorney, counsel for the
20 United States of America; Rebecca Levy, counsel for Defendant Jack Henry Leftley, that the
21 preliminary hearing for the above-captioned matter, currently scheduled for July 17, 2017, at the
22 hour of 4:00 p.m., be vacated and continued to a date and time convenient for this Court, but in no
23 event earlier than fourteen (14) days.

This stipulation is entered for the following reasons:

1. The parties require additional time to discuss the potential for a pre-Indictment negotiation.

2. The Defendant is in custody, but does not object to the continuance.

3. The parties need additional time to prepare in advance of any preliminary hearing, taking into account due diligence.

4. Denial of this request for continuance of the preliminary hearing would potentially prejudice both the Defendant and the Government and unnecessarily consume this Court's valuable resources.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

6. The additional time requested by this stipulation is excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

7. This is the first request for a continuance of the preliminary hearing herein.

DATED: July 12, 2017.

/s/
CHRISTOPHER BURTON
Assistant United States Attorney
Counsel for the United States

/s/
REBECCA LEVY, ESQ.
Counsel for Defendant OAXACA

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,) 2:17-mj-686-GWF
Plaintiff,)
v.)
JACK HENRY LEFTLEY,)
Defendants.)
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ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, **IT IS
HEREBY ORDERED**, that the preliminary hearing in the above-captioned matter, currently
scheduled for July 17, 2017, at the hour of 4:00 p.m., be vacated and continued to
August 14 , 2017 at the hour of 4:00 p.m.

Dated: 7/14/17

UNITED STATES MAGISTRATE JUDGE

Courtney H. Johnson
REGISTERED JUDGE